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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92047433
Party	Defendant Jay-Y Enterprise Co., Inc.
Correspondence Address	KENNETH L WILTON SEYFARTH SHAW, LLP 2029 CENTURY PARK E STE 3500 LOS ANGELES, CA 90067-3021 UNITED STATES kwilton@seyfarth.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Kenneth L. Wilton
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Signature	/Kenneth L. Wilton/
Date	02/21/2011
Attachments	2011-02-21 Jay-Y - Second Consented Motion to Extend Testimony Periods and Trial Dates.pdf (3 pages)(41129 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GADO S.A.R.L.,

Petitioner,

v.

JAY-Y ENTERPRISE CO., INC.,

Respondent.

AND RELATED COUNTERCLAIM.

Cancellation No. 92047433

RESPONDENT'S SECOND CONSENTED MOTION TO EXTEND TESTIMONY
PERIODS AND TRIAL DATES

Respondent Jay-Y Enterprise Co., Inc. ("Jay-Y") hereby moves the Trademark Trial and Appeal Board, with the consent of petitioner Gado S.A.R.L. ("Gado"), for an order extending the testimony periods and the trial dates as follows:

Gado's 30-Day Testimony Period as Plaintiff
in the Cancellation to Close:

CLOSED¹

Jay-Y's Testimony Period as Defendant in the
Cancellation and as Plaintiff in the Counterclaim
to Close:

March 24, 2011

Gado's Testimony Period as Defendant in the
Counterclaim and its Rebuttal Testimony as
Plaintiff in the Cancellation to Close:

May 23, 2011

15-day Rebuttal Testimony for Jay-Y as Plaintiff
in the Counterclaim to Close:

July 7, 2011

Brief for Gado as Plaintiff in the Cancellation Due:

September 5, 2011

¹ The testimony period for Gado, as plaintiff in the Cancellation action, closed November 24, 2010. This motion does not seek to reopen or extend this testimony period.

Brief for Jay-Y as Defendant in the Cancellation and
as Plaintiff in the Counterclaim Due:

October 5, 2011

Brief for Gado as Defendant in the Counterclaim and
its Reply Brief as Plaintiff in the Cancellation Due:

November 4, 2011

Reply Brief for Jay-Y as Plaintiff in the Counterclaim Due: November 19, 2011

The parties are unable to complete their testimony during the currently-assigned periods.

Petitioner's counsel Mark Lerner consented to the granting of this motion by e-mail on
February 21, 2011.

SEYFARTH SHAW LLP

Dated: February 21, 2011

By:



Kenneth L. Wilton
Jill A. Jacobs
Attorneys for Respondent
JAY-Y ENTERPRISE CO., INC.

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CERTIFICATE OF SERVICE

I hereby certify that on February 21, 2011, I served the foregoing RESPONDENT'S SECOND CONSENTED MOTION TO EXTEND TESTIMONY AND TRIAL PERIODS on the Petitioner by depositing a true copy thereof in a sealed envelope, postage prepaid, in First Class U.S. mail addressed to Petitioner's counsel as follows:

Mark Lerner, Esq.
Robert Carrillo, Esq.
230 Park Avenue
New York, NY 10169



Kenneth L. Wilton